

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

C.A. NO. 05-10489MEL

\_\_\_\_\_  
GLENN S. BATES,

Plaintiff,

v.

TOWN OF HARWICH

and

HARWICH POLICE DEPARTMENT,

Defendants.  
\_\_\_\_\_

**PLAINTIFF'S RULE 16.1 (D)(3) CERTIFICATION**

Plaintiff Glenn S. Bates ("Plaintiff") and his undersigned counsel hereby certify as follows:

- (a) Plaintiff and his counsel have conferred with a view toward establishing a budget for the costs of conducting the full course – and various alternative courses – of the pending litigation; and
- (b) Plaintiff and his counsel have conferred to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully submitted,

PLAINTIFF

Glenn S. Bates  
GLENN S. BATES

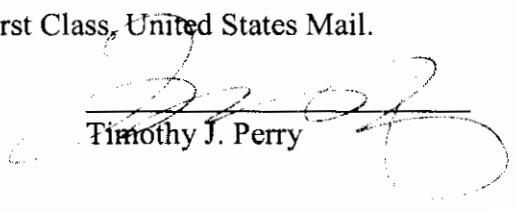
By his Attorney,

Timothy J. Perry  
Timothy J. Perry (BBO#631397)  
Preti Flaherty LLP  
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Boston, MA 02109  
(617) 742-9012  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this date a true copy of the above document was served upon counsel of record via pre-paid First Class, United States Mail.

Dated: April 28, 2005

  
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Timothy J. Perry